

Jerry V. Leaphart #JL4468  
Jerry V. Leaphart & Assoc., P.C.  
8 West Street, Suite 203  
Danbury, CT 06810  
(203) 825-6265 – phone  
(203) 825-6256 – fax  
jsleaphart@cs.com

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

DR. MORGAN REYNOLDS, on behalf of	:	
The United States of America	:	
	:	
Plaintiff,	:	<u>ECF CASE</u>
vs.	:	
	:	January 22, 2008
SCIENCE APPLICATIONS	:	
INTERNATIONAL CORP., et al	:	07 CIV 4612 (GBD)
	:	
Defendants.	:	

**AFFIRMATION OF SERVICE OF COMPLAINT and  
WAIVER OF SERVICE OF SUMMONS DOCUMENTS**

I, Jerry V. Leaphart of Jerry V. Leaphart and Assoc., PC, hereby affirm that:

1. I represent the plaintiff in the above cited matter and am familiar with all aspects of this case.

2. On August 9, 2007, in accordance with Fed.R.Civ.P. 4(d), I caused a copy of the following documents to be mailed, certified mail, return receipt requested, to all defendants (listed on Exhibit A), as well as the U.S. Attorney's Office.

A. Complaint;

B. Waiver of Service of Summons and Complaint package which included the following:

- a. Informational cover letter;
- b. Notice of lawsuit and Request for Waiver of Service of Summons;
- c. Two (2) copies of a Waiver of Service of Summons with return self-addressed stamped envelope;
- d. Copy of Fed.R.Civ.P. 4(d);
- e. SDNY 3<sup>rd</sup> amended instructions for filing an electronic case or appeal; and
- f. Individuals practices of Judges Lynch and Freeman (the then assigned Judges).

The original green return receipt postcards were previously submitted to the Court, and copies of them have been retained in my files.

3. On October 5, 2007, I caused a duplicate copy of the documents outlined above, to be mailed, certified mail, return receipt requested, to those defendants for which green return postcards had not been received. A list of those defendants is attached hereto as Exhibit B. The waiver packages mailed on October 5, 2007 were mailed to the registered agents of those corporations listed on Exhibit B. The original green return receipt postcards were previously submitted to the Court, and copies of them have been retained in my files.

THE PLAINTIFF

By /s/ Jerry V. Leaphart  
Jerry V. Leaphart #JL4468  
Jerry V. Leaphart & ASSOC.,PC  
8 West Street, Suite 203  
Danbury, CT 06810  
(203) 825-6265/(203) 825-6256 – fax  
jsleaphart@cs.com

Dated: Danbury, CT  
January 22, 2008

**ELECTRONIC CERTIFICATE OF SERVICE**

I hereby certify that on January 22, 2008, a copy of the foregoing Affirmation was filed electronically and served by mail on anyone unable to accept electronic filing. Notice of this filing will be sent by email to all parties by operation of the Court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the Court's CM/ECF System.

The following attorneys have been served via facsimile:

E. Leslie Hoffman, Esq.  
Jackson Kelly P\_LLC  
310 West Burke Street  
Martinsburg, WV 25401  
(304) 263-7110 fax

Edward B. Keidan, Esq.  
Conway & Morwicz  
Chicago, IL  
(312)658-1201

/s/ Jerry V. Leaphart  
Jerry V. Leaphart (ct 17185)  
JERRY V. LEAPHART & ASSOC., P.C.  
8 West Street, Suite 203  
Danbury, CT 06810  
Tel. (203) 825-6265  
Fax (203) 825-6256

## **EXHIBIT A**

(List of defendants to whom waiver packages were mailed on August 9, 2007)

SCIENCE APPLICATIONS INTERNATIONAL CORP.  
APPLIED RESEARCH ASSOCIATES, INC.  
BOEING  
NuSTATS  
COMPUTER AIDED ENGINEERING ASSOCIATES, INC.  
DATASOURCE, INC.  
GEOSTAATS, INC.  
GILSANZ MURRAY STEFICEK LLP  
HUGHES ASSOCIATES, INC.  
AJMAL ABBASI  
EDUARDO KAUSEL  
DAVID PARKS  
DAVID SHARP  
DANIELE VENEZANO  
JOSEF VAN DYCK  
KASPAR WILLIAM  
ROLF JENSEN & ASSOCIATES, INC.  
ROSENWASSER/GROSSMAN CONSULTING ENGINEERS, P.C.  
SIMPSON GUMPERTZ & HEGER, INC.  
S. K. GHOSH ASSOCIATES, INC.  
SKIDMORE, OWINGS & MERRILL, LLP  
TENG & ASSOCIATES, INC.  
UNDERWRITERS LABORATORIES, INC.  
WISS, JANNEY, ELSTNER ASSOCIATES, INC.  
AMERICAN AIRLINES  
SILVERSTEIN PROPERTIES  
UNITED AIRLINES

## **EXHIBIT B**

(List of defendants to whom waiver packages were mailed on October 5, 2007  
in care of their Registered Agent)

Rolf Jensen & Associates, Inc.

S. K. Ghosh Associates, Inc.

Rosenwasser/Grossman Consulting Engineers, P.C.

Science Applications International Corporation